

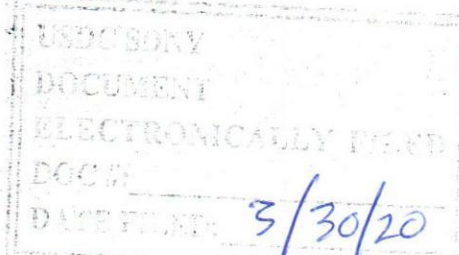


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March 27, 2020

MEMO ENDORSED

3/30/2020  
Counsel, if you brought the look  
on my web page you would see  
that all filing deadlines  
in all my cases  
have been  
adjourned.

**By ECF**

Honorable Colleen McMahon  
United States District Judge  
Southern District of New York  
500 Pearl Street, Room 2550  
New York, New York 10007

Re: *Patricia Cummings v. The City of New York, et al.*, 19-cv-07723 (CM)

Dear Judge McMahon:

We are counsel for defendants Daily News L.P. and Ben Chapman (the "Daily News Defendants") in the above-captioned action and write to seek clarification regarding the briefing schedule for this case.

On February 24, 2020, the Court dismissed this case without prejudice, granting Plaintiff's counsel twenty-one days to re-plead. *See* ECF No. 94. Twenty-one days later, on March 16, 2020, Plaintiff's counsel filed an Amended Complaint. *See* ECF No. 95. On March 17, 2020, however, the Court issued a notice to Plaintiff's counsel, informing him that his pleading was deficient and stating that he needed to seek the Court's leave to re-file the Amended Complaint. As of the date of this submission, Plaintiff's counsel has not yet done so.

Given this deficient filing, the Daily News Defendants understand that they are not required to move or answer the Amended Complaint unless and until Plaintiff files a corrected pleading. If that understanding is incorrect, the Daily News Defendants respectfully request an extension of their deadline until fourteen days after Plaintiff re-files the Amended Complaint.

Thank you for the Court's attention to this matter.

Respectfully submitted,

/s/ James Rosenfeld

James Rosenfeld

cc: Counsel of Record (via ECF)

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*Colleen McMahon*